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*[Additional counsel listed on signature page]*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

GENTEX CORPORATION and INDIGO  
TECHNOLOGIES, LLC,

## Plaintiffs,

THALES VISIONIX, INC..

### Involuntary Plaintiff,

V.

META PLATFORMS, INC. and META  
PLATFORMS TECHNOLOGIES, LLC.

## Defendants.

Case No. 4:22-cv-03892-YGR

**STIPULATION AND [PROPOSED]  
ORDER TO STAY PENDING  
RESOLUTION OF INTER PARTES  
REVIEW**

1 Pursuant to Civil L.R. 7-12, plaintiffs Gentex Corporation and Indigo Technologies, LLC  
 2 (collectively, “Plaintiffs” or “Gentex”), and defendants Meta Platforms, Inc. and Meta Platforms  
 3 Technologies, LLC (collectively, “Defendants” or “Meta”) hereby stipulate and agree as follows:

4 WHEREAS on May 25, 2021, Gentex filed its Complaint against Meta alleging infringement  
 5 of U.S. Patent Nos. 6,757,068 (the “068 patent”), 6,922,632 (the “632 patent”), 7,301,648 (the “648  
 6 patent”), 7,725,253 (the “253 patent”), and 8,224,024 (the “024 patent”) (collectively, the “Asserted  
 7 Patents”). Dkt No. 1.

8 WHEREAS, Meta challenged the validity of the Asserted Patents in *inter partes* review  
 9 proceedings before the Patent Trial and Appeal Board (PTAB) in case nos. IPR2022-01294, IPR2022-  
 10 01298, IPR2022-01301, IPR2022-01302, IPR2022-01303, IPR2022-01304, IPR2022-01305, and  
 11 IPR2022-01308 (collectively, the “IPR Proceedings”).

12 WHEREAS, on March 14, 2023, the PTAB instituted *inter partes* review in six of the IPR  
 13 Proceedings, and on or before March 27, 2023, the PTAB is expected to announce whether it will  
 14 institute *inter partes* review in the remaining two IPR Proceedings shortly.

15 WHEREAS, pursuant to statute, the PTAB’s Final Written Decisions regarding validity are  
 16 expected to issue no later than one year after the date of institution.

17 WHEREAS, for purposes of judicial economy and to avoid the unnecessary expenditure of  
 18 resources, the parties<sup>1</sup> desire to stay the present litigation pending Final Written Decisions in all  
 19 instituted IPR Proceedings.

20 WHEREAS, it is within the Court’s inherent authority and discretion to stay the present  
 21 litigation, and the parties agree that it would be appropriate to do so in the present situation.

22 WHEREAS, the parties agree that, within seven days after the PTAB issues its last Final  
 23 Written Decision in the IPR Proceedings, the parties shall file a joint status update advising the Court  
 24 regarding the PTAB’s decisions.

25 WHEREAS, the parties reserve the right to later seek appropriate relief regarding whether this  
 26 stay should be maintained, including through any requests for rehearing or any appeals.

27  
 28 <sup>1</sup> Involuntary plaintiff Thales Visionix, Inc. has indicated that it does not oppose the stay stipulated  
 to herein by the voluntary parties.

1       WHEREAS, Meta timely filed a Motion for Leave to File an Amended Answer (Dkt. 129)  
2 before the original Court-ordered deadline to amend pleadings (Dkt. 116), and such motion is currently  
3 pending.

4       WHEREAS, Gentex agrees that, in the event that Meta's pending motion is deemed withdrawn  
5 in light of the stay and Meta re-files the same motion for leave to file the same amended answer  
6 previously filed at Dkt. 129 pursuant to an agreed-upon or Court-ordered schedule after the stay in  
7 these proceeding is lifted, Gentex will not challenge such motion as untimely or as subject to any  
8 heightened burden on the grounds that such motion would be filed after the original Court-ordered  
9 deadline at Dkt. 116.

10      NOW THEREFORE IT IS HEREBY STIPULATED by the parties through their respective  
11 counsel, subject to the approval of the Court, that:

- 12       1. The above-captioned action is hereby stayed until the PTAB issues its last Final Written  
13                   Decision in the IPR Proceedings.
- 14       2. The parties shall file a joint status notice within seven days of such decision advising the  
15                   Court whether a case management conference should be scheduled and/or other actions should  
16                   be taken.
- 17       3. The pending Motion for Leave to File an Amended Answer (Dkt. 129) is deemed  
18                   withdrawn without prejudice.

19      IT IS SO STIPULATED.

20      Dated: March 22, 2023

21      Respectfully submitted,

22      /s/ Melissa B. Collins  
23      Matthew S. Warren (State Bar No. 230565)  
24      Erika H. Warren (State Bar No. 295570)  
25      Sachli Balazadeh-Nayeri (State Bar No.  
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*Counsel for Defendants Meta Platforms, Inc.*  
*and Meta Platforms Technologies, LLC*

1

2 **SIGNATURE ATTESTATION**

3

4 Pursuant to Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this document  
5 has been obtained from the other signatory.

6 Dated: March 22, 2023

*/s/ Joshua Glucoft*

7 Joshua Glucoft

8 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

9

10 Dated:

11 Honorable Yvonne Gonzalez Rogers  
12 United States District Judge